

Excerpt from [Nebraska Legislature Online](#)

**71-1729**

**Terms, defined.**

For purposes of sections 71-1729 to 71-1737, unless the context otherwise requires:

- (1) Certified registered nurse anesthetist or nurse practitioner-anesthetist shall mean a currently licensed registered professional nurse holding a current certificate as a nurse practitioner in the specific expanded role of the practice of anesthesia;
- (2) Licensed practitioner shall mean any physician or osteopathic physician licensed to prescribe, diagnose, and treat as prescribed in sections 71-1,102 and 71-1,137; and
- (3) Practice of anesthesia shall mean
  - (a) the performance of or the assistance in any act involving the determination, preparation, administration, or monitoring of any drug used to render an individual insensible to pain for procedures requiring the presence of persons educated in the administration of anesthetics or
  - (b) the performance of any act commonly the responsibility of educated anesthesia personnel.

Practice of anesthesia shall include the use of those techniques which shall be deemed necessary for adequacy in performance of anesthesia administration. Nothing in sections 71-1729 to 71-1737 shall be intended to prohibit routine administration of a drug by a duly licensed registered professional nurse, licensed practical nurse, or other duly authorized person for the alleviation of pain or intended to prohibit the practice of anesthesia by students enrolled in an accredited school of nurse anesthesia when the services performed are a part of the course of study and are under the supervision of a licensed practitioner or nurse practitioner-anesthetist.

**Source:**

Laws 1981, LB 379, § 26; Laws 1992, LB 1019, § 73.

**71-1730**

**Certified registered nurse anesthetist; certification; requirements.**

In order to obtain a certificate from the department as a certified registered nurse anesthetist an applicant shall:

- (1) Hold a license as a registered nurse in the State of Nebraska;
- (2) Submit a completed application verified by oath which includes the applicant's social security number;
- (3) Pay a licensure fee not in excess of fifty dollars;
- (4) Submit evidence of successful completion of a course of study in anesthesia in a school of nurse anesthesia accredited or approved by or under the auspices of the department or the Council on Accreditation of Nurse Anesthesia and Educational Programs; and
- (5) Take and successfully pass a certifying examination approved by the department after prior approval of such examination by the Board of Nursing and Board of Medicine and Surgery. Such examination may include

- (a) the National Qualifying Examination for Certified Registered Nurse Anesthetists or
- (b) any other approved recognized national qualifying examination for nurse anesthetists.

If more than five years have elapsed since the applicant completed the nurse anesthetist program or since the applicant has practiced as a nurse anesthetist, he or she shall meet the requirements of subdivisions (1) through (5) of this section and shall provide evidence of continued competence by such means as the Board of Nursing and Board of Medicine and Surgery determine, including, but not limited to, a reentry program, supervised practice, or examination.

**Source:**

Laws 1981, LB 379, § 27; Laws 1984, LB 724, § 29;  
Laws 1992, LB 1019, § 74; Laws 1996, LB 414, § 44;  
Laws 1997, LB 752, § 174; Laws 1999, LB 828, § 155.

**71-1731**

**Certified registered nurse anesthetist; temporary certification; permit.**

The department, with the prior approval of the Board of Nursing and Board of Medicine and Surgery, may grant a temporary certification in the practice of anesthesia for a period of not to exceed one year and under such conditions as the boards with the approval of the department determine for graduates of an accredited school of nurse anesthesia. The permit may be issued upon application by the graduate for the first certifying examination following his or her graduation and shall be valid pending the results of such examination. Temporary certification may also be granted for a period not to exceed one year to registered nurse anesthetists currently licensed in another state pending completion of the application for Nebraska certification. A temporary permit issued pursuant to this section may be extended at the discretion of the boards with the approval of the department.

**Source:**

Laws 1981, LB 379, § 28; Laws 1984, LB 724, § 30;  
Laws 1992, LB 1019, § 75; Laws 1996, LB 414, § 45;  
Laws 1999, LB 828, § 156.

**71-1732**

**Repealed. Laws 1992, LB 1019, s. 129.**

**71-1733**

**Repealed. Laws 1992, LB 1019, s. 129.**

**71-1734**

**Certified registered nurse anesthetist; performance of duties.**

- (1) The determination and administration of total anesthesia care shall be performed by the certified registered nurse anesthetist or a nurse anesthetist temporarily certified pursuant to

section 71-1731 in consultation and collaboration with and with the consent of the licensed practitioner.

(2) The following duties and functions shall be considered as specific expanded role functions of the certified registered nurse anesthetist:

- (a) Preanesthesia evaluation including physiological studies to determine proper anesthetic management and obtaining informed consent;
- (b) Selection and application of appropriate monitoring devices;
- (c) Selection and administration of anesthetic techniques;
- (d) Evaluation and direction of proper postanesthesia management and dismissal from postanesthesia care; and
- (e) Evaluation and recording of postanesthesia course of patients.

(3) The determination of other duties that are normally considered medically delegated duties to the certified registered nurse anesthetist or to a nurse anesthetist temporarily certified pursuant to section 71-1731 shall be the joint responsibility of the governing board of the hospital, medical staff, and nurse anesthetist personnel of any duly licensed hospital or, if in an office or clinic, the joint responsibility of the duly licensed practitioner and nurse anesthetist. All such duties, except in cases of emergency, shall be in writing in the form prescribed by hospital or office policy.

**Source:**

Laws 1981, LB 379, § 31; Laws 1992, LB 1019, § 76.

**71-1735**

**Certified registered nurse anesthetist; recertification; violations; fees.**

(1) The procedure for biennial recertification as a certified registered nurse anesthetist shall be at the same time and in the same manner as renewal of a license as a registered nurse and shall require:

- (a) A license as a registered nurse in the State of Nebraska;
- (b) Documentation of continued clinical competence, if deemed necessary by the Board of Nursing and Board of Medicine and Surgery, either by reference, peer review, or examination; and
- (c) Payment of a biennial recertification fee not in excess of thirty dollars.

(2) Violations of the Advanced Practice Registered Nurse Act shall be dealt with in the manner prescribed in sections 71-1725, 71-1726, and 71-1737.

(3) All fees received pursuant to sections 71-1729 to 71-1737 shall be processed in the same manner as fees received pursuant to the Nurse Practice Act.

**Source:**

Laws 1981, LB 379, § 32; Laws 1993, LB 536, § 73;  
Laws 1995, LB 563, § 42; Laws 1996, LB 414, § 46;  
Laws 1999, LB 828, § 157; Laws 2000, LB 1115, § 61.  
Effective date April 14, 2000.

**71-1736**

**Advisory council; members; appointment; terms; duties.**

(1) The Board of Nursing and Board of Medicine and Surgery shall appoint three certified registered nurse anesthetists which may be from a list furnished by the Nebraska Association of Nurse Anesthetists to an advisory council. The first appointments shall be one certified registered nurse anesthetist for a one-year term, one certified registered nurse anesthetist for a two-year term, and one certified registered nurse anesthetist for a three-year term.

Thereafter, one certified registered nurse anesthetist shall be appointed each year for a three-year term. The boards shall also appoint one nonvoting board-certified anesthesiologist each two years for a term of two years, which appointment may be from a list of names submitted by the Nebraska Society of Anesthesiologists.

(2) The advisory council shall:

- (a) Act as consultant in matters pertaining to nurse anesthesia education and the scope of nurse anesthesia practice;
- (b) Function as a resource in matters pertaining to grievances or arbitration;
- (c) Act as a resource body in matters pertaining to disciplinary action; and
- (d) Review certification requirements.

**Source:**

Laws 1981, LB 379, § 33; Laws 1984, LB 724, § 31;  
Laws 1996, LB 414, § 47; Laws 1999, LB 828, § 158.

**71-1737****Prohibited activities; penalty.**

Notwithstanding the provisions of any other statute, any person, corporation, association, or other entity who engages in any of the following activities shall be guilty of a Class IV felony:

- (1) Engaging in the practice of anesthesia as a certified registered nurse anesthetist without being issued a certificate as such by the department, with the approval of the Board of Nursing and the Board of Medicine and Surgery;
- (2) Knowingly employing or offering to employ any person as a certified registered nurse anesthetist when knowing that such person is not certified as such by the department with the approval of the boards;
- (3) Fraudulently seeking, obtaining, or furnishing a certificate as a certified registered nurse anesthetist or aiding and abetting such activities; or
- (4) Using in connection with his or her name the title certified registered nurse anesthetist, the abbreviation C.R.N.A., or any other designation tending to imply that he or she is a certified registered nurse anesthetist, certified by the department with the approval of the boards pursuant to sections 71-1729 to 71-1737, when such person is not actually a certified registered nurse anesthetist.

**Source:**

Laws 1981, LB 379, § 34; Laws 1996, LB 414, § 48;  
Laws 1996, LB 1044, § 575; Laws 1999, LB 828, § 159.